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Practitioner's Docket No.: 1413.03

JUL 07 2004

PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Israel Morejon et al. )

Serial No.: 10/065,635 )

Filing Date: 11/05/2002 )

For: Discrete Multitone Modem  
Initialization System and Method )

Examiner: Khai Tran

Art Unit: 2631

Confirmation No.: 5964

Faxed to Technology Center 2600 at (703) 872-9314  
Mail Stop Amendment  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the nonfinal Examiner's Action April 7, 2004, with a period for response that expires July 7, 2004, Applicant responds as follows. Applicant has elected to present the amendment using the revised amendment format set forth in the waiver of 37 CFR 1.121.

AMENDMENT E

(37 C.F.R. § 1.111)

07/12/2004 AWONDAF1 00000023 10065635

01 FC:2202

72.00 OP

Practitioner's Docket No.: 1413.03

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## AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.

## STATUS

2. Applicant is an independent inventor. A statement was already filed.

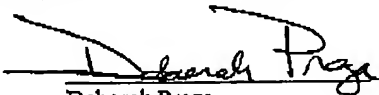
## EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that an extension of term is required. Petition and Fee for Extension of Time is attached hereto.

CERTIFICATE OF FACSIMILE TRANSMISSION  
(37 C.F.R. 1.8 (a))

I HEREBY CERTIFY that this Amendment E is being transmitted by facsimile to the United States Patent and Trademark office, Art Unit 2631, Attn: Khai Tran, (703) 872-9314 on July 7, 2004.

Dated: July 7, 2004

  
Deborah Preza

(Amendment Transmittal—page 1)

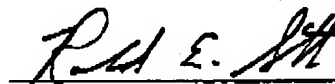
## FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col. 1) Claims Remaining After Amendment		(Col. 2) Highest No. Previously Paid For	(Col. 3) Present Extra	SMALL ENTITY Rate	Addit. Fee
Total	66	Minus	58	= 8	x \$9 =	\$72.00
Indep.	10	Minus	10	= 0	x \$42 =	\$0
First Presentation of Multiple Dependent Claim					+ \$140 =	\$0
Total						Addit. Fee \$72.00

- \* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3,
  - \*\* If the "Highest No. Previously Paid For" IN THIS SPACE (Column 2, Row 1) is less than 20, enter "20".
  - \*\*\* If the "Highest No. Previously Paid For" IN THIS SPACE (Column 2, Row 2) is less than 3, enter "3".
- The "Highest No. Previously Paid For" (Total or Indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

An additional fee for claims is required. Credit Card Payment Form PTO-2038 is attached.



SIGNATURE OF PRACTITIONER

Reg. No. 28,761  
Tel. No.: (727) 507-8558

Ronald E. Smith  
Smith & Hopen, P.A.  
15950 Bay Vista Drive, Ste. 220  
Clearwater, FL 33760

(Amendment Transmittal—page 2)



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To:	U.S. Patent & Trademark Office	From:	Ronald E. Smith
Attn:	Khai Tran - Art Unit 2631	Client:	1413.03
Fax:	(703) 872-9314	Pages:	22 including coversheet
Phone:	(703) 305-1876	Date:	July 7, 2004
Re:	USSN 10/065,635	CC:	Israel Morejon et al.

☐ Urgent    ☒ For Review    ☐ Please Comment    ☐ Please Reply    ☐ Please Recycle

Dear Examiner Tran:

In response to the outstanding non-final office action mailed April 7, 2004, we enclose the following:

- 1) Amendment Transmittal with Certificate of Facsimile Transmslion under 37 CFR 1.8(a) dated July 7, 2004 (2 pages);
- 2) Credit Card Payment Form PTO-2038 in the amount of \$72.00 (1 page); and
- 3) Amendment E with Certificate of Facsimile Transmission under 37 CFR 1.8(a) dated July 7, 2004 (18 pages).

Very respectfully,

Ronald E. Smith  
Reg. No. 28,761

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